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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
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11 IN RE BEXTRA AND CELEBREX  
12 MARKETING, SALES PRACTICES AND  
13 PRODUCT LIABILITY LITIGATION,  
14 \_\_\_\_\_/

No. MDL 05-01699 CRB

**ORDER GRANTING MOTION TO  
WITHDRAW AS COUNSEL AND  
DISMISSING ACTION FOR A  
FAILURE TO PROSECUTE**

15 *This document relates to:*

16 Jose Ruiz Cordena, 06-2438 CRB  
17 \_\_\_\_\_/

18 On June 18, 2007, the Court issued an Order To Show Cause directing plaintiff Jose  
19 Ruiz Cordena to show cause as to why (1) his counsel's motion to withdraw should not be  
20 granted; and (2) plaintiff's claims should not be dismissed for a lack of prosecution. In  
21 particular, the Court directed plaintiff to notify the Court in writing on or before July 13,  
22 2007 of the reasons the withdrawal should not be granted or the case dismissed if plaintiff  
23 wished to contest either action. As of the date of this Order, plaintiff has responded to the  
24 Court's June 18, 2007 Order and has not otherwise communicated with the Court.

25 Accordingly, plaintiff's counsel's motion to withdraw is GRANTED and plaintiff's claims

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are dismissed with prejudice for a failure to prosecute.

**IT IS SO ORDERED.**

Dated: July 23, 2007

  
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CHARLES R. BREYER  
UNITED STATES DISTRICT JUDGE